

BEFORE  
THE PUBLIC SERVICE COMMISSION OF  
SOUTH CAROLINA  
DOCKET NO. 2008-354-WS - ORDER NO. 2008-770  
NOVEMBER 13, 2008

IN RE: Application of Carolina Water Service, Inc.	)	ORDER APPROVING
for Approval of a Contract with Clover	)	CONTRACT
School District No. 2 of York County to	)	
Service Property in Lake Wylie, South	)	
Carolina	)	

This matter comes before the Public Service Commission of South Carolina (“Commission”) on the Application of Carolina Water Service, Inc. (“CWS” or “Applicant”) for approval of a contract with Clover School District No. 2 of York County (“School District”), pursuant to 26 S.C. Code Ann. Regs. 103-541 and 103-743 (Supp. 2007). The Applicant and School District have entered into an agreement for water and wastewater utility service dated August 19, 2008. In addition, CWS also requests that the Commission waive a hearing in this matter.

Notice of the application for approval of the contract between CWS and the School District was published in *The Herald* newspaper, which serves the area affected by the application, and no interested persons filed a protest or moved to intervene. On October 28, 2008, the Office of Regulatory Staff (“ORS”) filed a letter with the Commission stating that it had reviewed this matter and that ORS had no objections to approval of the contract. Based on these factors, we find and hold that a hearing is unnecessary and waived.

CWS is a public utility currently authorized to operate water and wastewater systems under the jurisdiction of this Commission in York County, as well as certain other counties in the state. CWS proposes to serve a certain real estate parcel containing approximately thirty-four (34) acres located at the intersection of Highway 557 and Oakridge Road in Lake Wylie, York County, South Carolina (“Property”). The School District wishes to develop and construct a middle school on the Property (“proposed Development”). Upon completion of the middle school, CWS would serve approximately 1,167 staff and students having an estimated daily water and wastewater usage of 23,340 gallons per day. The Property is within the Applicant’s authorized service area in York County, South Carolina, and according to CWS, no other public utility is authorized to serve the proposed Development. Under the agreement, CWS would provide water and wastewater service to the proposed Development pursuant to the terms, conditions, rates and charges as approved and on file with this Commission. The Agreement provides, *inter alia*, that the School District would construct all of the necessary water distribution and wastewater collection facilities required to serve the proposed Development, interconnect the facilities with CWS’s existing water and wastewater systems, acquire all necessary easements and rights-of-way, and convey such facilities and easements to CWS.

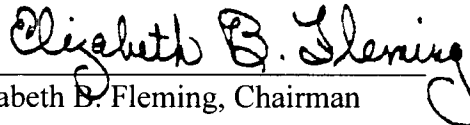
If the Agreement is approved, CWS has agreed to reserve adequate utility capacity for up to fifty-nine (59) single family equivalents for water and wastewater service located within the Property, and the School District has agreed to pay to CWS the water and wastewater service connection and plant impact fees for the service. CWS

submits that the provision is warranted and in the public interest as the terms of the contract allow CWS to adequately engage in planning for operations. CWS further submits that the public convenience and necessity would be served by the approval of the agreement.

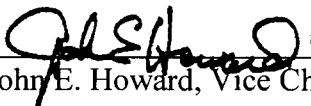
We find that public convenience and necessity will be served by approval of the contract between Carolina Water Service, Inc. and Clover School District No. 2 of York County to serve the proposed Development to be situated on a real estate parcel consisting of approximately thirty-four (34) acres located at the intersection of highway 557 and Oakridge Road in Lake Wylie, York County, South Carolina. The proposed Development to be served is in the service territory of CWS, and no other public utility is currently authorized to serve the proposed development. Furthermore, no objections have been made to the application. Based on these factors, we therefore approve the application and the contract as filed.

This Order shall remain in full force and effect until further order of the Commission.

BY ORDER OF THE COMMISSION:

  
Elizabeth B. Fleming, Chairman

ATTEST:

  
John E. Howard, Vice Chairman  
(SEAL)